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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/807,866	03/23/2004	Ted M. Dean	Tru Vision-002	5509
21897 THE MATTHE	7590 05/08/200 EWS FIRM	EXAMINER		
2000 BERING	DRIVE	AHMAD, NASSER		
SUITE 700 HOUSTON, T	X 77057		ART UNIT	PAPER NUMBER
			1772	
			MAIL DATE	DELIVERY MODE
			05/08/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action

Application No.	Applicant(s)	
10/807,866	DEAN ET AL.	
Examiner	Art Unit	
Nasser Ahmad	1772	

Naser Ahmad 1772	Before the Filing of an Appeal Brief		A 4 8 8 4 4	T				
-The REPLY FILEO 17 April 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. 1. The repty was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance, (2) a Notice of Appeal (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance, (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 4.13t; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.14t. The repty must be filed within one of the following time periods: a) The period for repty expires 3_months from the malling date of the final rejection. b) The period for repty expires 3_months from the malling date of the final rejection. b) The period for repty expires 3_months from the malling date of the final rejection. b) The period for repty expires 3_months from the malling date of the final rejection. Examiner Note: If Not 15 to checked, deuch either box (g) or 0,0 NLY CHECK BXOX (b) WHEN THE FIRST REPLY WES FILED WITHIN the period for the final rejection, whichever is later. In no event, however, will fire staketure period for repty expires the transition of the final rejection, which were the state for the representation of the final rejection of the fina	Defore the filling of all Appeal Brief	Examiner	Art Unit					
THE REPLY FILED 17_April 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. 1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, afficavit, or other evidence, which is application, applicant must timely file one of the following replies: (1) an amendment, afficavit, or other evidence, which is a provided to continued Examination (RCE) in compliance with 37 CFR 1.14. The reply must be filed within one of the following time periods: a) The period for reply explies on (1) the maling date of the Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply explice later than SIX MONTHS from the malling date of the final rejection. Two Months of THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.13(a). The date on which the petition under 37 CFR 1.13(a) is activated under 37 CFR 1.13(a). The date on which the petition under 37 CFR 1.13(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.13(a) is activated from (1) the explaint of date is the date for purposes of determining the period of extension and the corresponding amount of the final rejection, even if timely filed, may induce any example plant the proposed and path time adjustment. See 37 CFR 1.13(a) is a contractive from (1) the explain of the final rejection, even if timely filed, may induce any example plant timely replaced to the final rejection, even if timely filed, may induce any example plant filed for the filed path of the final rejection, even if timely filed and the set of filing the Notice of Appeal will fine filed after a final rejection in better form for appeal by materially reducing the f		Nasser Ahmad	1772					
1. ☐ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandomment of this application, applicant must simely file one of the following replies: (1) an amendment, affaidavt, or other abreace, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCC) in compliance with 37 CFR 41.14. The reply must be filed within one of the following time periods: a) ☐ The period for reply expires 3_months from the mailing date of the final rejection. b) ☐ The period for reply expires 3_months from the mailing date of the final rejection, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will be statutory period for reply expires on: (1) the mailing date of the final rejection, whichever is later. In no event, however, will be statutory period for reply expire son; (1) the mailing date of the final rejection, whichever is later. In no event, however, will be statutory period for reply expire son; (1) the mailing date of the final rejection, whichever is later. In no event, however, will be statutory period for reply expire son; (2) the mailing date of the final rejection, whichever is later. In no event, however, will be statutory period for reply expire son; (2) the mailing date of the final rejection. Whichever is later. In no event, however, will be statutory period for reply expire and event in the period of expenditure of the final rejection. The date for proposes of determining the period of extension and the corresponding amount of the final rejection, even it timely filed, any recover any examed patent term adjustment. See 37 CFR 1.137(4b). NOTICE OF APPEAL 2. ☐ The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal and see anot prevent and the period see and period see and see and period s	The MAILING DATE of this communication appe	ears on the cover sheet with the c	correspondence add	ress				
this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal feet) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods: a) The period for reply expires 2 months from the mailing date of the final rejection, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expires later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, thesk either box (a) or (6). ONLY CHECK BOX (b) WHEN THE FIRST REVARS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.135(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for juposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for juposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the feet. The appropriate extension feet with 37 CFR 1.137(a) is calliculated from (1) the expiration date of the shortened statutory period for reply originally set in middle office actions, and the state of the final rejection, even if timely filed, may result and the state of the final rejection, even if timely filed, any reply must be filed within the time months after the mailing date of the final rejection, even if timely filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). 3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise the issue of new which are application i	THE REPLY FILED 17 April 2007 FAILS TO PLACE THIS APP	PLICATION IN CONDITION FOR AL	LOWANCE.					
b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: if box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 708.07(f). Extensions of time may be obtained under 37 CFR 1.138(a). The date on which the petition under 37 CFR 1.138(a) and the appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Orlice action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if smell flee and the final original properties and the properties of the shortened statutory period for reply originally set in the final original original properties. Any reply received by the Office later than three months after the mailing date of the final rejection, even if smell flee any reduce any earned patent term adjustment. See 37 CFR 1.73(b). NOTICE OF APPEAL 1. ☐ The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal as been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. ☑ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) ☑ They raise the issue of new matter (see NOTE below); (b) ☑ They raise the issue of new matter (see NOTE below); (c) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (d) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for a	1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following							
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TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.70(b). NOTICE OF APPEAL 2. □ The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filling the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(a)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. ☑ The proposed amendment(s) filed after a final rejection, but prior to the date of filling a brief, will not be entered because (a) ☑ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☑ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without cancelling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)). 1. □ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. □ Applicant's reply has overoome the following rejection(s): See Continuation Sheet. 6. □ Newly proposed or amended claims (so in the proposed amendment(s):	no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.							
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3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)). 4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. ☐ Applicant's relpt has overcome the following rejection(s): See Continuation Sheet. 6. ☐ Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 7. ☐ For purposes of appeal, the proposed amendment(s): a) ☑ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed:	filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).							
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 5. Applicant's reply has overcome the following rejection(s): See Continuation Sheet. 6. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 7. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed:								
6.	4. The amendments are not in compliance with 37 CFR 1.1	21. See attached Notice of Non-Co	mpliant Amendment	(PTOL-324).				
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Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). Nasser Ahmad 5/1/07 Primary Examiner	Claim(s) allowed:							
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REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). 13. Other: Nasser Ahmad Frimary Examiner	9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will <u>not</u> be entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).							
11. ★ The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 12. □ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s) 13. □ Other: Nasser Ahmad 51/07 Primary Examiner								
13. ☐ Other: Nasser Ahmad 5/1/07 Primary Examiner	11. 🔀 The request for reconsideration has been considered but does NOT place the application in condition for allowance because:							
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			Nasser Ahmad Primary Examiner Art Unit: 1772	5/1/07				

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Continuation Sheet (PTO-303)

Continuation of 3. NOTE: Amendment to the specification raises new matter issues and, it in turn, changes the scope of the claimed invention. Thus, raising new issues that has not been considered before.

Continuation of 5. Applicant's reply has overcome the following rejection(s): 35 USC 112, first paragraph directed only to the phrase deleted from claim 1 as submitted on 4/17/2007.

Continuation of 11. does NOT place the application in condition for allowance because: Upon reviewing the evidentiary document, that is the pages of the dictionary, provided by the applicant, it is noted that "cover" is defined as "protect or conceal by means of" which is not directed to the phrase "in its entirety" as presented in the amended specification. The second definition of "cover" in said dictionary page is "extend over :occupy the whole surface", and this does not support applicant's position of "entirety" as argued. Assuming arguendo that applicant's position is correct, then applicant is directed to said definition of "cover" wherein the example given such as "covered with writing" does not mean in its entirety because writing is commonly known to be discontonuous, unless specifically stated as COMPLETELY and CONTINUOUSLY COVERED with writing. Similarly, the second example given in the dictionary is "covered in dirt", which also does not specify as to the extent of the coverage. It can be covered but not entirely as alleged. Applicant is further informed that the phrases "entirely" and "completely and continuously" are distinct.

The amendment to partially overcome the 35 USc 112, first paragraph will not be entered because the amendment, as filed, is not being entered.